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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.: 2001-1882A

First Named Inventor : Helmut SCHWAB et al.

Title: NEW GENES CONTAINING A DNA SEQUENCE CODING FOR HYDROXYNITRILE LYASE, RECOMBINANT PROTEINS DERIVED THEREFROM AND HAVING HYDROXYNITRILE LYASE ACTIVITY, AND USE THEREOF

Express Mail Label No.:

900513-02  
01/16/02**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

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|--|--|
| <p>1. <input checked="" type="checkbox"/> Fee Transmittal Form<br/><i>(Submit an original, and a duplicate for fee processing)</i></p> <p>2. <input type="checkbox"/> Small Entity Status is hereby asserted.</p> <p>3. <input checked="" type="checkbox"/> Specification <i>(preferred arrangement set forth below)</i><br/>           - Descriptive title of the Invention<br/>           - Cross References to Related Applications<br/>           - Statement Regarding Fed sponsored R &amp; D<br/>           - Reference to Sequence Listing, a table, or a computer program listing appendix.<br/>           - Background of the Invention<br/>           - Brief Summary of the Invention<br/>           - Brief Description of the Drawings <i>(if filed)</i><br/>           - Detailed Description<br/>           - Claim(s)<br/>           - Abstract of the Disclosure</p> <p>4. <input checked="" type="checkbox"/> Drawing(s) <i>(35 USC 113)</i> <i>[Total Sheets: 12]</i></p> <p>5. <input checked="" type="checkbox"/> Oath or Declaration <i>[Total Pages : 4]</i><br/>           a.1. <input checked="" type="checkbox"/> Newly executed (original or copy)<br/>           a.2. <input type="checkbox"/> Unexecuted<br/>           b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d))<br/> <i>(for continuation/divisional with Box 18 completed)</i><br/>           i. <input type="checkbox"/> <b><u>DELETION OF INVENTOR(S)</u></b><br/>           Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</p> <p>6. <input type="checkbox"/> Application Data Sheet (see 37 CFR 1.76)</p> | <p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or computer program <i>(Appendix)</i></p> <p>8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission<br/> <i>(if applicable, all necessary)</i><br/>           a. <input type="checkbox"/> Computer Readable Form<br/>           b. Specification Sequence Listing on:<br/>           i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or<br/>           ii. <input type="checkbox"/> Paper<br/>           c. <input type="checkbox"/> Statement verifying identity of above copies</p> |
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**ACCOMPANYING APPLICATION PARTS**

9.  Assignment Papers (cover sheet & document(s))  
 10.  37 CFR 3.73(b) Statement *(when there is an assignee)*  
 Power of Attorney  
 11.  English Translation Document *(if applicable)*  
 12.  Information Disclosure Statement (IDS)/PTO-1449  
 Copies of IDS Citations  
 13.  Preliminary Amendment  
 14.  Return Receipt Postcard (MPEP 503) *(Should be specifically itemized)*  
 15.  Certified Copy of Priority Document(s) w/Formal Priority Claim  
*(if foreign priority is claimed)*  
 16.  Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i).  
 Applicant must attach form PTO/SB/35 or its equivalent.  
 17.  Other **THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEE FOR THIS PAPER TO DEPOSIT ACCOUNT NO. 23-0975.**

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below, and in a preliminary amendment, or in an Application Data Sheet :

 Continuation     Divisional     Continuation-in-part (CIP)    of prior application No. \_\_\_\_\_

Prior Application Information: Examiner                          Group Art Unit

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference therein. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

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January 16, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :  
Helmut SCHWAB et al. :  
Serial No. [NEW] : Attn: APPLICATION BRANCH  
Filed January 16, 2002 : Attorney Docket No. 2001-1882A  
NEW GENES CONTAINING A DNA SEQUENCE : THE COMMISSIONER IS AUTHORIZED  
CODING FOR HYDROXYNITRILE LYASE, : TO CHARGE ANY DEFICIENCY IN THE  
RECOMBINANT PROTEINS DERIVED : FEE FOR THIS PAPER TO DEPOSIT  
THEREFROM AND HAVING HYDROXY- : ACCOUNT NO 23-0975.  
NITRILE LYASE ACTIVITY, AND USE THEREOF :

PATENT OFFICE FEE TRANSMITTAL FORM

Assistant Commissioner for Patents,  
Washington, DC 20231

Sir:

Attached hereto is a check in the amount of \$ 780.00 to cover Patent Office fees relating to filing the following attached papers:

New application ..... \$ 740.00  
Assignment for Recordal ..... \$ 40.00

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

*The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.*

Respectfully submitted,

Helmut SCHWAB et al.

By Matthew Jacob  
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[Check No. 48396]   
2001-1882A